

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

**Applicant(s):** Hironobu TAKIZAWA et al.      **Examiner:** Rene T TOWA

**Serial No.:** 10/761,962      **Art Unit:** 3736

**Filed:** January 21, 2004      **Docket:** 17378

**For:** Device and method for retrieving medical capsule

**Confirmation No.:** 3889      **Dated:** March 17, 2011

Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

**INFORMATION DISCLOSURE STATEMENT UNDER 37 C.F.R. §§ 1.97 AND 1.98  
AND STATEMENT PURSUANT TO 37 C.F.R. § 1.704(d)**

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

1. International Publication No. WO 02/082979 A2 dated October 24, 2002;
2. Japanese Patent Publication No. 5-7573 (A) dated January 19, 1993 together with English language abstract;
3. United States Patent Application Publication No. US 2002/0198439 A1 dated December 26, 2002 to Mizuno;

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**CERTIFICATION OF ELECTRONIC FILING**

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Dated: March 17, 2011

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4. United States Patent No. US 6,324,418 B1 dated November 27, 2001 to Crowley et al.;
5. United States Patent Application Publication No. US 2003/0020810 A1 dated January 30, 2003 to Takizawa et al.;
6. International Publication No. WO 02/100256 A2 dated December 19, 2002; and
7. Supplementary European Search Report dated February 23, 2011.

References 1-6 were cited in a Supplementary European Search Report dated February 23, 2011, a copy of which is enclosed. Applicants are submitting a copy of references 1-2 and 6 as required by 37 C.F.R. 1.98 (a)(2)(i) and (ii). The relevance of references 1-6 has been described in the Search Report.

The undersigned attorney hereby states that each item of information contained in this Information Disclosure Statement was first cited in a communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of this Information Disclosure Statement.

Further, the undersigned attorney hereby states that each item of information contained in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart application and that this communication was not received by any individual designated in § 1.56(c) more than thirty days prior to the filing of this Information Disclosure Statement.

Therefore, this Information Disclosure Statement cannot be considered a failure to engage in reasonable efforts to conclude prosecution of the application under paragraphs (c)(6), (c) (8), (c) (9), or (c) (10) of 37 C.F.R. § 1.704.

The fee set forth in §1.17(p) has been charged to Deposit Account 191013.

Respectfully Submitted,

/Thomas Spinelli/

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